

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Mines and Minerals – Grant of Mining Lease for Silica Sand over an extent of 40.80 Acres (Patta land) in Sy. No. 36/P of Addepalli Village, Chillakur (M), SPSR Nellore District in favour of Sri B. Rajan for a period of 20 years-Orders – Issued.

INDUSTRIES AND COMMERCE (M-I) DEPARTMENT

G.O. Ms. No. 74

Dated: 30 .07.2010.
Read the following:-

- 1) Government Memo No. 4281/M.I(2)/2006-2, I&C, dated 05.08.2006.
- 2) Government Memo No. 6284/M.I((2)/2007, I&C, dated 26.04.2007.
- 3) Representation from Sri B. Rajan. Dated 05.10.2009
- 4) From the Director of Mines & Geology, Hyderabad File No. 16864/R3-1/2005, dated 05.11.2009.
- 5) From the District Collector, SPSR Nellore District Letter No. Rc E9/3627/2008, dated 28.04.2010.
- 6) Govt memo of even 4260/M.I(2)/2006, dated 10.05.2010 addressed to the District Collector, SPSR Nellore District.
- 7) From the District Collector, SPSR Nellore District Letter No. Rc E9/3627/2008, dated 22.06.2010.
- 8) Representation from Sri B. Rajan. Dated 19.07.2010.

ORDER:

In the reference 1st read above, Government have proposed for grant of Mining Lease for Silica Sand over an extent 40.80 Acres (patta land) in Sy. No. 36/P of Addepalli Village, Chillakur (M), Nellore District in favour of Sri B. Rajan for a period of 20 years subject to submission of Environmental Clearance from GOI, and Consent for Establishment (CFE) from the APPCB as per Notification No.S.O.60 (E), dt.27.01.1994 and also subject to submission of Approved Mining Plan under Rule 22(4) of M.C.Rules,1960.

2. In the reference 2nd read above, Government have decided to stop grant of fresh leases and to take action for cancellation of Silica Sand Mining Leases granted in Chintavaram, Vellapalem, Ballavolu, Kanupurum Addepalli, Siddavaram, Tamminapatnam and Momidi of Chillakur Mandal and Karlapudi and Kothapatnam Villages in Kota Mandal due to allotment of land in Krishnapatnam area to develop a port based Industrial Park, Power Project and other Industrial Projects. The proposed Mining Lease for Silica Sand in favour of Sri B. Rajan is falling in Addepalli Village of Chillakur Mandal.

3. In the reference 3rd read above, Sri B. Rajan has submitted a representation duly enclosing an endorsement issued by the RDO, Gudur stating that the applied area i.e Sy. No. 36/P of Addepalli Village is not falling under the SEZ and requested to sanction Mining Lease as already proposed in the reference 1st read above. He has also furnished similar endorsement from the District Collector, Nellore stating that the extent of 40.80 Acres in Sy. No. 36/P of Addepalli Village, Chillakur (M), Nellore District is not taken for the SEZ.

4. In the reference 4th read above, the Director of Mines & Geology, while enclosing the Mining Plan approved by the JDM&G, Ongole has recommended for grant of Mining Lease for Silica Sand over an extent 40.80 Acres (patta land) in Sy. No. 36/P of Addepalli Village, Chillakur (M), Nellore District for a period of 20 years in favour of Sri B. Rajan, subject to satisfaction of MM(D&R) Act, 1957 and MC Rules, 1960 and subject to submission of Environmental Clearance from GOI and Consent for Establishment (CFE) from the AP Pollution Control Board under Environmental Impact Assessment as per S.O. as per S.O.60(E) dt. 27.1.1994. As per the Approved Mining Plan the total reserves of **Silica Sand is 885829 tonnes** and the life of the mine is around **(177) years** at the rate of **5000 tonnes per year**. Further, the applicant has submitted the **Environmental Clearance** Order No. SEIAA/AP/NLR-18/2009-178 dated 16.03.2009 issued by the Government of India.

5. In the reference 5th read above, the District Collector, SPSR Nellore District has informed that, it has come to the notice of the District Administration that the Director of Mines & Geology, Hyderabad has been granting fresh leases on the strength of N.O.Cs issued by the Mandal Revenue Officers/ Tahsildars and he has requested that grant of Leases/Licenses for mining silica sand may kindly be stopped even when the Mandal Revenue Officers/Tahsildars have already issued No Objection Certificates.

6. In the reference 6th read above, the District Collector, SPSR Nellore District was requested to confirm whether the applied area which is proposed for grant of Mining Lease for Silica Sand over an extent of 40.80 Acres in Sy. No. 36/P of Addepalli Village, Chillakur (M), Nellore District for a period of 20 years in favour of Sri B. Rajan is still not covered under Special Economic Zone (SEZ), with specific reference to his letter dated 28.04.2010 to take further action.

7. In the reference 7th read above, the District Collector, SPSR Nellore District has informed that the land to an extent of 40.80 Acres in Sy. No. 36/P of Addepalli Village, Chillakur (M), Nellore District of Sri B. Rajan is not falling in the SEZ and also does not form part of the land which has been identified as an alternate land for lessees falling in the SEZ.

8. In the reference 8th read above, Sri B. Rajan while submitting the **Consent for Establishment Order** No. N-150/PCB/ZO-VJA/CFE/2010-625, dated 17.07.2010 and **Combined Sketch**, has requested to grant the Mining Lease order for Silica Sand over an extent of 40.80 Acres in Sy. No. 36/P of Addepalli Village, Chillakur (M), Nellore District for a period of 20 years in their favour as proposed by the Government.

9. Government, after careful examination of the matter, hereby grant Mining Lease for Silica Sand over an extent of 40.80 Acres in Sy. No. 36/P of Addepalli Village, Chillakur (M), SPSR Nellore District in favour of Sri B. Rajan for a period of 20 years, subject to satisfaction of M.C. Rules, 1960 and MM(D&R)Act,1957 and also subject to the additional conditions specified in the Appendix to this order.

10. The rates of royalty, dead rent, and surface rent and water charges shall be collectable as follows:

I.ROYALTY:

Silica Sand: Eight per cent of sale price on ad valorem basis.

II. Dead Rent:

(Rates of dead rent in rupees per hectare per annum or as revised from time to time)

First Year	From second year of lease	Third year and fourth year	Fifth year onwards
100	200	500	1000

III. Surface Rent, water Charges: As fixed by the Government from time to time.

11. The grantee should execute the lease deed within the time limit specified in Rule 31 of Mineral Concession Rules, 1960.
12. The grantee should pay a deposit of Rs.10,000/- as prescribed under Rule 32 of the Mineral Concession Rules, 1960 before the lease is actually executed.
13. The terms and conditions referred to in paras 10 to 12 of this order are subject to such further modifications, additions and alterations as may be ordered before the lease deed is executed.
14. The Director of Mines and Geology shall take necessary further action for the execution of the lease deed after satisfying himself that the grantee fulfils all the required provisions of the amended Act and Rules. As soon as the deed is executed, the date of such execution should be reported to the Government.

Note:- The grant is liable for cancellation, should it be found at a later date that it was grossly inequitable or was made under a mistake of fact or owing to misrepresentation or fraud or in excess of authority.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RANJEEV R. ACHARYA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri B. Rajan,
No. 1242,
13th Main Road,
Anna Nagar West,
Chennai- 600 040 (By RPAD)
The Director of Mines &Geology, Hyderabad (with file)
Copy to:
The Zonal Joint Director of Mines & Geology, Ongole.
The Assistant Director of Mines & Geology, Nellore
The District Collector, S.P.S Nellore District.
The Secretary to Govt. of India, Ministry of Mines, Sastry Bhavan,
New Delhi-110 001
The Controller General, Indian Bureau of Mines, Indira Bhavan,
Civil Lines, Nagpur - 440 001.
The Director General, Mines Safety, Dhanbad, Jarkhand .
The Regional of Mines, Koti, Hyderabad.
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER